

SENATE BILL 1749
By Person, Curtis

AN ACT to amend Tennessee Code Annotated, Title 68,
Chapter 11, Part 2, relative to the annual nursing
home privilege tax.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 68-11-216(d)(2), is amended by deleting the section in its entirety and replacing it with the following language:

(2) Effective for two (2) years beginning July 1, 2005, in addition to the fees set forth in subsection (a), each nursing home shall pay an annual nursing home tax as set forth in this subsection (d). Such tax shall be paid in equal monthly installments of one-twelfth (1/12) of the annual amount established by this subsection (d). The installments are due on the fifteenth of each following month beginning August 15, 2005, for the July 2005, installment and ending with a final payment on July 15, 2007.

SECTION 2. Tennessee Code Annotated, Section 68-11-216(d)(3), is amended by deleting the section in its entirety and replacing it with the following language:

(3) The annual nursing home tax shall be based on the number of nursing home beds licensed by the state on July 1, 2005, and on July 1, 2006, for the fiscal year following such date, excluding beds in nursing homes specifically certified as intermediate care beds for the mentally retarded. The tax shall be uniformly applied to all licensed beds at the rate of two thousand two hundred twenty-five dollars (\$2,225) per licensed bed per year. Licensed facilities which are owned or operated by an agency of the state are not excluded from paying the tax. There shall be no exclusions, deductions or adjustments applied to the tax of any licensed facility different from any other such

facility. Beds licensed after July 1, 2005, and July 1, 2006, shall pay a prorated amount of the annual tax for the fiscal year following such date.

SECTION 3. Tennessee Code Annotated, Section 68-11-216(d)(10), is amended by deleting the section in its entirety and replacing it with the following language:

(1) Enactment of this subsection (d) and any amendments thereto shall not operate to excuse the monthly installment payment of the nursing home privilege tax due on July 15, 2005.

SECTION 4. Tennessee Code Annotated, Section 68-11-216(d)(12), is amended by deleting the section in its entirety and replacing it with the following language:

(12) The annual nursing home tax established by this subsection (d) shall terminate on June 30, 2007.

SECTION 5. This act shall take effect July 1, 2005, the public welfare requiring it.